



DEFENSE LOGISTICS AGENCY

HEADQUARTERS

CAMERON STATION
ALEXANDRIA, VIRGINIA 22314

CH 5

DoD 1338.1 O-M

DLA-LF

CHANGE NO. 5
DoD 1338.1 O-M

23 Jul 81

MANUAL FOR THE DEPARTMENT OF DEFENSE FOOD SERVICE PROGRAM

I. DoD 1338. 10-M, 22 Nov 78, is changed as follows:

Remove pages VII-1 and VII-2 and insert revised pages VII-1 thru VII-2. 1.
Changes are indicated by marginal lines.

II. SIGNIFICANT CHANGES. This change is required to conform with the provisions of the Defense Officer Personnel Management Act (PL 96-513), and is effective 15 Sep 81. It establishes new policy with regard to the payment of meal surcharges by enlisted personnel who are drawing per diem and take their meals at a military dining facility.

III. This change sheet will be filed in front of the publication for reference purposes, after the change has been made.

BY ORDER OF THE DIRECTOR

R. F. MCCORMACK
Colonel, USA
Staff Director, Administration

DISTRIBUTION

Chapter VII -- FINANCIAL

The **provisions** prescribed herein are within the purview of the Assistant Secretary of Defense (Comptroller) (ASD(C)). Their inclusion in this manual is for ease of reference by the user. All requests for exception or deviation from these provisions, and suggested revisions, should be forwarded to the ASD(C).

A. CHARGES FOR MEALS SOLD

1. Policy

a. The ASD(C) will establish charges for meals to recover the food cost with a separate surcharge for operating expenses. A reduced charge may be authorized for children under 12 years of age.

b. Collections for surcharges will be credited 50 percent to the Service's appropriations available for operation and maintenance of the appropriated fund food service activity, and 50 percent to the Service's military personnel appropriation. Where contractor-operated dining facilities are used, 100 percent of the surcharge will be credited to the operations and-maintenance (O&M) appropriation.

c. Members of the uniformed services and civilians in a travel status and receiving a per diem allowance will not be exempted from paying the per diem surcharge.

d. The surcharge will be paid by other authorized personnel as defined in VII-A.2.b. The following personnel not on per diem are exempt from surcharges: Duty personnel as defined in VII-A-2a.; military officer patients in hospitals; enlisted personnel; officer candidates; cadets and midshipmen; members of organized nonprofit youth groups; and NROTC/ ROTC students.

2. Definitions

a. Duty Personnel 1. Those personnel (enlisted, officer and civilian) who are in the following status:

(1) In hostile fire areas as designated in DoD 7110. 1-M, DoD Budget Guidance.

(2) On maneuvers and field exercises when subsistence under field conditions at a location actually situated in the field.

(3) While aboard ship.

(4) On mass troop movements.

(5) When a unit commander or commanding officer, or a designated representative consumes a meal to determine the quality and quantity of food served.

(6) When food service personnel are performing official duties and assignments.

(7) When on an alert status and departure from the unit area is restricted.

(8) When duty assignments preclude departure from the duty area, necessitating subsisting in an appropriated fund dining facility.

(9) While being fed in an enlisted dining facility as a result of an act of providence when no other dining facilities are available.

(10) While engaged in flight operations as an official crew member or as a passenger in duty status.

b. Other Authorized Personnel 1. Those personnel authorized to subsist in the enlisted dining facility who are not defined as duty personnel.

c. Daily Food Allowance. As defined in DoD Directive 1338.10 and used in lieu of the terms: (daily) subsistence, (daily) rations, subsistence in kind, and their variations.

d. Basic Allowance for Subsistence. AS defined in DoD 7110.1-M.

e. Appropriated Fund Food Service Activity. as used in lieu of Government mess, general mess, dining hall, dining facility, messhall, galley, field kitchen, freight kitchen, and all similar terms. Appropriated fund food service activities are distinguished from those operated under nonappropriated funds and referred to as an officers' open mess, club, organized mess, and all similar terms.

f. Breakfast. A meal served during the morning hours and considered the first meal of the day.

g. Lunch. A meal served during midday and considered the second meal of the day.

h. Dinner. A meal served during the evening hours and considered the third meal of the day.

i. Brunch. A meal served in lieu of the normal breakfast and lunch meals and consisting of both breakfast and lunch food items.

j. Supper. A meal served during evening hours on days when brunch is served.

k. Night Meal. A meal served during the late evening to early morning hours. (Referred to as the midnight meal and may be a breakfast or dinner meal.)

3. Requirements

a. DoD Directive 1338.10 authorizes appropriated fund food service activities to furnish meals to authorized military and civilian personnel on a reimbursable basis. Enlisted personnel who are on subsistence in kind are furnished meals on a nonreimbursable basis.

b. Certain provisions of the Defense Officer Personnel Management Act (PL 96-513) are effective 15 September 1981, and require that:

(1) Enlisted member entitled to a per diem allowance, officers, and civilians be charged at such a rate to recover the food costs and operating

expenses.

(2) Members of the uniformed services and civilians in travel status receiving a per diem allowance be charged at a rate of not less than \$2.50 per day for meals furnished to them.

(3) Members of organized nonprofit youth groups sponsored at either the national or local level, when extended the privilege of visiting a military installation and permitted to eat in an appropriated fund food service activity by the commanding officer of the military installation, be charged the food charge rate listed in appendix A.

c. Payments for meals may be made in cash or by deduction from pay when permitted by statute.

d. The food service program of each Service, including meals furnished enlisted hospital patients, will budget and account for such meals furnished by its appropriated funded food service activities. Enlisted personnel of the other Services entitled to meals furnished at government expense will be furnished meals on a non-reimbursable basis. Reimbursement among Services is not authorized.

(1) Paragraph 23003B of DoD Handbook 7220. 9H, Accounting Guidance Handbook, governs the waiver of such reimbursements for transactions of less than \$100.

(2) 10 U.S.C. 1085 does not require reimbursement between the Military Departments for medical care, including meals furnished. Accordingly, each appropriated fund food service activity serving medical patients will not be reimbursed for meals furnished to the medical patients of another Military Department.

(3) Temporary duty orders will indicate the daily food allowance status of the traveler for the purpose of determining whether there will be a meal charge.

e. The Services will prescribe the conditions under which personnel, other

than enlisted personnel being furnished the daily food allowance established by DoD Directive 1338.10, may be authorized to receive a meal from an appropriated fund food service activity. As a minimum, the following requirements must be met:

meals furnished to authorized personnel are set.

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(1) No increase in resources will be made available to feed such other personnel.

(2) The commanding officer of the DoD installation served by the appropriated fund food service activity must be responsible for determining that the meals are furnished only upon proper authorization and within the capabilities and availability of existing facilities.

(3) Enlisted personnel receiving the basic allowance for subsistence, based on the nonavailability of a daily food allowance as authorized by DoD (PM), DoD Military Pay and Allowances Entitlements Manual will not be authorized to receive and pay for a meal furnished by an appropriated fund food service activity, except when the fulfillment of military duties requires their occasional visit to a DoD installation.

(4) Civilian and military personnel of foreign governments will be furnished meals in accordance with specific arrangements made between the U.S. Government and the foreign government. In the absence of specific agreements, charges for meals will be made on the same basis as they would be for U.S. Government personnel of equal grade and rank.

(5) Red Cross and United Services Organization Inc. (USO) personnel will be authorized to receive meals from appropriated fund food service activities in accordance with DoD Directives 1330.5, American National Red Cross, and 1330.12, United Services Organization, Inc.

f. Personnel will not have to pay for any meals furnished to them while being evacuated as patients by military aircraft.

4. Meal Rates to be Used. Rates to be used for obtaining reimbursement for